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Examiner S. Gollamudi, Group Art Unit 1616 United States Patent and Trademark Office	571-242-0614	703-872-9306

From : Stephen E. Reiter <i>SE</i>
Email Address : sreiter@foley.com
Sender's Direct Dial : 858.847.6711
Date : September 14, 2004
Client/Matter No : 071243-1317 (ABI1460-3)
User ID No : 1877

MESSAGE:

Re: U.S. Patent Application No. 09/847,945

- 1) Amendment Transmittal, in duplicate (6 pgs.)
- 2) Amendment (17 pgs.)
- 3) Supplemental Application Data Sheet (4 pgs.)

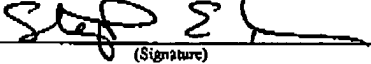
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Atty. Dkt. No. ABI1460-3
(071243-1317)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED**
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Applicant: Desai et al.
Title: COMPOSITIONS AND
METHODS FOR TREATMENT
OF HYPERPLASIA
Appl. No.: 09/847,945
Filing Date: 05/02/2001
Examiner: S. Gollamudi
Art Unit: 1616

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Stephen E. Reiter, Reg. No. 31,192</u> (Printed Name) <u></u> (Signature) <u>September 14, 2004</u> (Date of Deposit)
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SEP 14 2004

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous
assertion of Small Entity status.
- ☐ Assertion of Small Entity status is enclosed.
- ☒ Supplemental Application Data Sheet is enclosed.

In re application of
Desai et al.
Application No.: 09/847,945

Atty. Dkt. No. ABI1460-3
(071243-1317)

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	28	-	30	=	0	x	\$18.00	=	\$0.00
Independent Claims:	7	-	7	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims: +									\$290.00 = \$0.00
CLAIMS FEE TOTAL =									\$0.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the second month:	\$420.00	\$420.00
<input type="checkbox"/> Extension for response filed within the third month:	\$950.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,480.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,010.00	\$0.00
EXTENSION FEE TOTAL:		\$420.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$420.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		\$420.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$420.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$420.00 is enclosed.

In re application of
Desai et al.
Application No.: 09/847,945

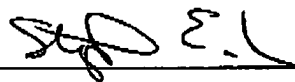
Atty. Dkt. No. ABI1460-3
(071243-1317)

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 9/14/04

By 

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

Atty. Dkt. No. ABI1460-3

(071243-1317)

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SEP 14 2004

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Filing Date: 05/02/2001

Examiner: S. Gollamudi

Art Unit: 1616

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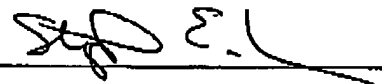
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Respectfully submitted,

Date

9/14/04

By



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Customer Number: 30542
Telephone: (858) 847-6711
Facsimile: (858) 792-6773

Stephen E. Reiter
Attorney for Applicant
Registration No. 31,192

PATENT
Attorney Docket No.: ABI1460-3
(071243-1317)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SEP 14 2004

In re Application of: Desai et al.

Group Art Unit: 1616

Application No.: 09/847,945

Examiner: S. Gollamudi

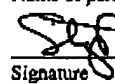
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D.C., on the date below.

Filing Date: May 2, 2001

For: COMPOSITIONS AND METHODS FOR
TREATMENT OF HYPERPLASIA

Stephen E. Reiter
Name of person mailing paper


Signature

September 14, 2004
Date

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

Responsive to the Office Action mailed April 21, 2004, please consider the following
amendments and remarks.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the claims are included in the Listing of Claims, which begins on page
3 of this paper.

Remarks begin on page 8 of this paper.